

BUSINESS REPORT

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

SENATE FISH AND GAME COMMITTEE

Date: Tuesday, January 27, 2009
Place: Capitol

Time: 3:00 pm
Room: 422

BILLS and RESOLUTIONS HEARD:

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

SB 162, SB 163

SB 162 _____

SB 163 _____

EXECUTIVE ACTION TAKEN:

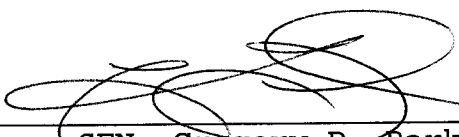
Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

S J 15 ^D DPAA _____

SB 59 Tabled _____

SB 164 DPAA _____

COMMENTS:



SEN. Gregory D. Barkus, Chairman

MONTANA STATE SENATE
Roll Call
FISH AND GAME COMMITTEE

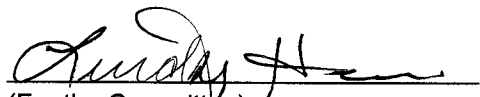
DATE: January 27, 2009

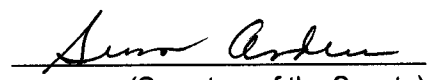
<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
SENATOR GREGORY BARKUS, CHAIRMAN	✓	
SENATOR JOHN BRENDEN, VICE CHAIRMAN	✓	
SENATOR JOE BALLYEAT		E
SENATOR DEBBY BARRETT	✓	
SENATOR STEVE GALLUS	✓	
SENATOR LARRY JENT	✓	
SENATOR TRUDI SCHMIDT		E
SENATOR JIM SHOCKLEY		E
SENATOR JOSEPH TROPILA	✓	

COMMITTEE FILE COPY

TABLED BILL

The **SENATE FISH AND GAME COMMITTEE** TABLED **SB 59**, by motion, on **Tuesday, January 27, 2009**.


(For the Committee)


(Secretary of the Senate)

7:30 AM / 1/28
(Time) (Date)

January 27, 2009

Lindsey Hern, Secretary

Phone: 4814



SENATE STANDING COMMITTEE REPORT

January 28, 2009

Page 1 of 2

Mr. President:

We, your committee on **Fish and Game** recommend that **Senate Bill 164** (first reading copy -- white) **do pass as amended.**

Signed: _____

Senator Gregory D. Barkus, Chair

And, that such amendments read:

1. Title, page 1, line 9.

Following: "MAINTENANCE;"

Insert: "ESTABLISHING A MAINTENANCE ACCOUNT;"

2. Title, page 1.

Strike: "REQUIRING" on line 10 through "WATERS;" on line 12

3. Page 2.

Following: line 21

Insert: "(b) fence installation and repair of existing fences;"

Renumber: subsequent subsections

4. Page 2, line 24.

Strike: subsection (d) in its entirety

Renumber: subsequent subsections

5. Page 4, line 4.

Following: "must" on line 4

Strike: "for" through "budget,"

6. Page 4, line 5 through line 6.

Following: "maintenance of" on line 5

Strike: "the"

Following: "water" on line 5

Strike: "rights" on line 5 through "purchase." on line 6

Insert: "acquired by the department. The additional amount above

Committee Vote:

Yes 5, No 4

Fiscal Note Required ____

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OK

the purchase price must be deposited in the account established in [section 4]."

7. Page 5, lines 14 through 16.

Strike: subsection (e) in its entirety

8. Page 6.

Following: line 4

Insert: "NEW SECTION. **Section 4. Maintenance account.** There is a maintenance account in the state special revenue fund. Pursuant to 87-1-209(1), the additional amount above the purchase price set aside for maintenance of land or water acquired by the department must be deposited in the account. Funds deposited in the account may be used only for maintenance of any land or water acquired by the department. Any interest earned must be retained in the account."

Insert: "NEW SECTION. **Section 5. Codification instruction.** [Section 4] is intended to be codified as an integral part of Title 87, chapter 1, part 2, and the provisions of Title 87, chapter 1, part 2, apply to [section 4]."

Renumber: subsequent sections

- END -



SENATE STANDING COMMITTEE REPORT

January 28, 2009

Page 1 of 2

Mr. President:

We, your committee on **Fish and Game** recommend that **Senate Joint Resolution 15** (first reading copy -- white) **do pass as amended.**

Signed: _____

Senator Gregory D. Barkus, Chair

And, that such amendments read:

1. Title, page 1, line 5.

Strike: "URGING"

Insert: "EXPRESSING SUPPORT FOR THE DECISION BY"

Following: "WOLF"

Insert: ", URGING PRESIDENT BARACK OBAMA AND HIS ADMINISTRATION
TO SUPPORT THAT DECISION AND ALLOW IT TO TAKE EFFECT,"

2. Title, page 1, line 6 through 7.

Strike: "DELISTING" on line 6 through "PROPOSALS" on line 7

Insert: "THE DECISION TO DELIST THE GRAY WOLF"

Following: "AGAINST" on line 7

Insert: "ANY"

Strike: "CHALLENGES" on line 7

Insert: "CHALLENGE"

3. Page 1, line 17.

Strike: "is already"

Insert: "has been"

4. Page 2, line 1 through line 2.

Strike: "and appears" on line 1 through "poised" on line 2

Insert: "has determined that, although Wyoming's plan is not
sufficient to conserve Wyoming's portion of the recovered
Northern Rockies wolf population, the plans of Montana and
Idaho are sufficient, and therefore had decided on January
14, 2009,"

Committee Vote:

Yes 9, No 0

Fiscal Note Required __

SJ0015001SC.sdr

DR

Strike: "early 2009" on line 2

Insert: "Montana and Idaho, a decision that was to take effect in late February 2009"

Following: line 2

Insert: "WHEREAS, President Barack Obama has put a hold on certain policy decisions made by the administration of former President George W. Bush, including the decision to delist the gray wolf, so that they may be reviewed; and WHEREAS, it's unclear whether President Barack Obama will allow the decision of the United States Fish and Wildlife Service to delist the gray wolf to take effect; and"

5. Page 2, line 3.

Strike: "any"

Insert: "even if the"

Following: "is"

Insert: "allowed to take effect by President Barack Obama, it is"

6. Page 2, line 12.

Following: "urges"

Insert: "President Barack Obama and his administration to fully implement the decision of"

7. Page 2, line 16.

Strike: "United States Fish and Wildlife Service does not"

Insert: "decision to"

Strike: "in early 2009 as expected"

Insert: "is prevented from taking effect"

8. Page 2, line 17.

Strike: "a"

Insert: "the"

9. Page 2, line 20.

Strike: "any future"

Insert: "the"

10. Page 2, line 22.

Following: "to the"

Insert: "President of the United States, the"

- END -

MONTANA STATE SENATE
Roll Call Vote
FISH AND GAME COMMITTEE

DATE Jan. 27, 2009 BILL NO SB 59 MOTION NO. 1
 MOTION: Table SB 59.

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR JOHN BRENDEN, VICE CHAIR	✓		
SENATOR JOE BALYEAT	✓		
SENATOR DEBBY BARRETT	✓		
SENATOR STEVE GALLUS	✓		
SENATOR LARRY JENT	✓		
SENATOR TRUDI SCHMIDT	✓		✓
SENATOR JIM SHOCKLEY		✓	
SENATOR JOSEPH TROPILA	✓		
SENATOR GREGORY BARKUS, CHAIRMAN	✓		

MONTANA STATE SENATE
Roll Call Vote
FISH AND GAME COMMITTEE

DATE Jan. 27, 2009 BILL NO SB164 MOTION NO. 2
 MOTION: Note on Motion to amend SB164

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR JOHN BRENDEN, VICE CHAIR	✓		
SENATOR JOE BALLYEAT	✓		
SENATOR DEBBY BARRETT	✓		
SENATOR STEVE GALLUS		✓	✓
SENATOR LARRY JENT		✓	
SENATOR TRUDI SCHMIDT		✓	✓
SENATOR JIM SHOCKLEY	✓		
SENATOR JOSEPH TROPILA		✓	
SENATOR GREGORY BARKUS, CHAIRMAN	✓		

5 4

MONTANA STATE SENATE
Roll Call Vote
FISH AND GAME COMMITTEE

DATE Jan. 27, 2009 BILL NO SB164 MOTION NO. 3
 MOTION: Vote on Amendment

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR JOHN BRENDEN, VICE CHAIR	✓		
SENATOR JOE BALLYEAT	✓		
SENATOR DEBBY BARRETT	✓		
SENATOR STEVE GALLUS		✓	✓
SENATOR LARRY JENT		✓	
SENATOR TRUDI SCHMIDT		✓	✓
SENATOR JIM SHOCKLEY	✓		
SENATOR JOSEPH TROPILA		✓	
SENATOR GREGORY BARKUS, CHAIRMAN	✓		

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MONTANA STATE SENATE
Roll Call Vote
FISH AND GAME COMMITTEE

DATE Jan. 27, 2009. BILL NO SB164 MOTION NO. 4
 MOTION: Do Pass as Amended.

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR JOHN BRENDEN, VICE CHAIR	✓		
SENATOR JOE BALLYEAT	✓		
SENATOR DEBBY BARRETT	✓		
SENATOR STEVE GALLUS		✓	✓
SENATOR LARRY JENT		✓	
SENATOR TRUDI SCHMIDT		✓	✓
SENATOR JIM SHOCKLEY	✓		
SENATOR JOSEPH TROPILA		✓	
SENATOR GREGORY BARKUS, CHAIRMAN	✓		

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SENATE FISH AND GAME COMMITTEE PROXY

I request to be excused from the Senate Fish and Game Committee because of other commitments. I desire to leave my proxy vote

with: Steve Gallus n Joe Tropila

Indicate bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

House Bill/Amendment	Aye	No
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[illegible]

Senate Bill/Amendment	Aye	No
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SJR 15 Amd. 1	X	
SJR 15	X	
SB 59 Table motions	X	
SB 164 Amend. 1 2 3 & 4		X
SB 164		X

Senator

Schmidt

Date _____

(Signature)

1/27/09

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Fish & Game Committee because of other commitments. I desire to leave my proxy vote with:

Sen Joe Tropia

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
^{SB} 164 Amen 1		X
2		X
3		X
4		X
SB 164		X

BILL/AMENDMENT	AYE	NO

Sen. Joe Tropia
(Signature)

Date 1/27/09

MONTANA STATE SENATE
Visitors Register

Fish and Game Committee

Date 1-27-2009

Bill No. SB 162 Sponsor(s) Senator Barrett

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
MARK BAUMISTER 10 DRIFTWOOD DR - LIVINGSTON, MT	MYSELF - MARK MONTANA TROPHY HUNTS	✓		
George Golie	MWF		X	
Aeric Reilly	MT Wool Growers	X		
Chris Smith	FWP		X	
Chuck Desauls	UPOM	X		
Toby Dahl	UPOM	X		
Mike Opar	Self	✓		
Matt Wickens	MFBF + self	✓		
Deanna Robbins	Self and UPOM	✓		
Mark Robbins	Self & UPOM	✓		
Mark A Agones	NTU		X	
Jay Bodner	MSG-A	X		
Cory Swanson	Citizens for Balanced Use Families for Outdoor Recreation	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA STATE SENATE
Visitors Register

Fish and Game Committee

Date 1-27-2009

Bill No. SB 163 Sponsor(s) Senator Barrett

PLEASE PRINT

PLEASE PRINT

PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
MARK BAUMEISTER 10 DRIEWOOD DRIVE - LIVINGSTON, MT	MYSELF - MARK'S MONTANA TROPHY HUNTS	✓		
George Golie	MWF		X	
Aeric Reilly	MT Wool Growers	X		
CHRIS SMITH	FWD		X	
Chuck Demuth	UPOM	X		
Toby Dahl	UPOM	X		
Matt Wickens	MFBE + self	X		
Deanna Robbins	Self & UPOM	X		
Jay Bodner	MSGA	X		
MARK Robbins	Self & UPOM	✓		
Cory Swanson	Citizens for balanced Use Families for Outdoor Rec.	X		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.